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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

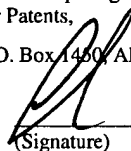
Applicant : David P. Allard Art Unit: : 3744
Serial No. : 10/822,028 Examiner: : Tapolcai, W.
Filing Date : April 8, 2004
Title : Modular Freeze Branding Device

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 CFR 1.8: I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents,

P.O. Box 1450, Alexandria, Virginia 22313-1450 on August 8, 2005

by


(Signature)

Edwin A. Suominen
(Printed Name)

RESPONSE TO RESTRICTION REQUIREMENT
AND PRELIMINARY AMENDMENT

Dear Sir:

Responsive to the Restriction Requirement dated June 7, 2005 and prior to examination on the merits, applicant submits the following amendments and remarks:

- **Amendments to the Claims** reflected in the listing of claims that begins on page 2 of this paper.
- **Remarks** on page 8 of this paper.

No claims in excess of those already paid for are filed.

~~check No. 5346~~
A ~~PTO-2038~~ is enclosed to cover the small-entity fee for a requested one-month extension of time. Also enclosed is a Supplemental Information Disclosure Statement with a Form PTO-1449 and copies of cited non-patent references.